IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.198 OF 2006
IN
LETTERS PATENT APPEAL NO.29 OF 2006
IN
WRIT PETITION NO.3582 OF 2005

Shri Ragho Babu Parab ... Applicant

Vs.

Chairman,
Sawantwadi Consumar Co-op. Society
& Ors. ... Respondent

K.S. Bapat with Mr. M.S. Topkar for the applicant.

Mr. Manak for the respondent.

CORAM : SMT. RANJANA DESAI &
D.B. BHOSALE, JJ.

DATED : 21ST SEPTEMBER, 2006.

P.C.:-

1. On 1/3/2006, this letters patent appeal was disposed of by filing consent terms of the same date. As per the consent terms, the applicant was to join the services of the respondent on 2/3/2006. The applicant has filed the present civil application praying that our order dated 1/3/2006 may be recalled because the respondent has not abided by the consent terms. According to the applicant, he went to join the services of the respondent but the

respondent did not allow him to do any work. This is denied by the respondent. Affidavit in reply to that effect has been filed to the present civil application. We are unable to decide this because it is word against word. In the circumstances, we recall our order dated 1/3/2006.

2. Affidavit in reply is not affirmed. The learned counsel for the applicant says that the same will be replaced with an affirmed copy within two days.

3. Office to place this letters patent appeal before the regular court for admission.

[SMT. RANJANA DESAI, J.]

[D.B. BHOSALE, J.]